

DANIEL E. DAVID, IN 'PRO-PEP'

14615 Chimney Rock Road

Paso Robles, CA 93446

1-805-227-4046

ATTENTION! "MEGAN MARTIN"

County of San Luis Obispo
Planning & Building Dept.
San Luis Obispo, CA 93408

8 PAGES

FAX /TIME-SENSITIVE TO: 1-805-781-1242 (EIGHT pages)

**RE: LIME MOUNTAIN COMPANY LOT LINE ADJUSTMENT; TO BE REVIEWED
BY *MEGAN MARTIN* FOR PUBLIC HEARING**

Dear Ladies and Gentlemen;

Pursuant to a received-tardy "NOTICE OF TENTATIVE ACTION/PUBLIC HEARING," this resident's, and others,' actual physical damages to persons and properties should speak reams to the County. The ultra-industrial, ultra-polluting behemoth LIME MOUNTAIN CO. mine situated in a once-pristine forest setting is **PROVEN** to have caused countless irreparable damages to humans and properties. Said mine is a foreign, Las Vegas, or Nevada business entity that **DOES NOT** deserve from this community but the exact, same type of respect it doled out to its ailing-victim community.

LIABILITY

In short, any, single County move towards allowing the foreign mine to further damage citizens, places the County at square, "Liability Central."

THE MINE PROVEN DELETERIOUS TO HUMANS

Currently, being introduced to the Grand Jury (County) are factual data regarding said mine, albeit, the mine not being of primary Grand Jury concern: Nonetheless, the matter is of grave health/safety consequence regarding the County intentionally allowing to be disseminated onto the public **DEADLY**

chemicals (pursuant to state & fed law) disguised as being "KOSHER," and, "SAFE" for children. Manufacturers were 'sued' by victims to acquire safety data being refused to the Court and ailing victims by said County and manufactures, county being in stark violation of federal law. County had licensed, protected, then, failed to warn the public. And, while the perpetrators owe the County for violations, pursuant to law, County refuses acceptance of the BILLIONS of dollars in fines and penalties due to the County violators, thereby exposing something very peculiar.

This Grand Jury matter links to said mine, for one, because, Smart & Final is guilty of causing to be deposited onto peoples' properties deadly chemicals after victims NOT BEING WARNED PURSUANT TO LAW. Synonymously, said mine is ALSO of the same violations, said mine emitting enormous amounts of dusts airborne, some of which contain various asbestiform (asbestos [actinolite/tremolite/serpentine]) and other deleterious minerals...all without public warning.

A few major legal actions are now pending file as regards said mine, its illegal emissions, fraud, and, more.

NOISE POLLUTION/RECORDED BY SHERIFF

Noise is yet another cause for public legal action, more lawsuits being currently in the mix against said mine.

SAID MINE'S CAUSE OF ULTRA-AUGMENTED UNSAFE ROAD CONDITIONS

Yet, another cause for legal action is said mine's overburdening a long, narrow, crooked, UNLINED road. Recently, three men were critically injured at a nearby-dead-man's curve, due to the dangerous road that is NOT ENGINEERED TO CARRY HEAVY MINE TRUCKS ALONG WITH ARMIES OF WINE-IMBIBED WINERY TOURISTS WHO ARE UNFAMILIAR WITH THE ROAD'S HAZARDS, an unlined deadly road minus, and lacking, signage pursuant to CA STATE LAW. Again, the mine places County in precarious Liable City.

LANDSURVEY NECESSARY

Please be advised that the original 1879 Glover/US land survey closely connected to said mine's loci (area) has, over the years, mysteriously veered off course, that being admitted by said mine's land surveyor (Statlocky [Washinton]). Some of us locals whose families have either dwelled here or owned property since the 1960's and prior, KNOW THAT THE 'QUARTER CORNER SECTION LINE' whose 'section corner' is inside of Gallegos Ranch (affecting said mine), at an exact/precise number of measuring/surveying 'chains' is but about a few hundred feet from the solid rock creek bed of Franklin Creek, per 1879 survey and ample witnesses (myself being one). Today, the corner section mark is about 180 or so feet away from the 1879 recorded locus affecting mine, again, the County opens itself for liability as the rights of landowners are being overridden in violation of law. That section corner (I can physically show the County and, I have complained), **MUST BE PROPERLY ADJUSTED PRIOR TO ANY MINE ACTIVITY FURTHER HARASSING, THE 1879 survey controlling the mine, NOT GPS.**

'RESULT IN THE CREATION OF ANY ADDITIONAL DEVELOPMENT'

The County NOTICE of TENTATIVE ACTION insists that, *"The project will not result in the creation of any additional parcels or development."* Legally speaking, this means that SAID MINE CAN **NO LONGER DEVELOP ITSELF IN ANY WAY WHATSOEVER, LEGALLY, IF THE LINE ADJUSTMENT IS MADE.** If such is the case (line adjustment), the County may grant the line, ONLY with the STRICTEST of provisos, that said mine CAN **NEVER 'DEVELOP' ANY LARGER THAN IT IS.**

ADDITIONAL ABOUT LINES

The hearing is about lot line adjustment and said mine: WITHOUT QUESTION, there exists an underlying, hidden, legal motive, apparently, for such an adjustment. First of all, as far as lines go, in this neighborhood's view, in order to, "SEPARATE AN EXISTING MINING OPERATION FROM EXISTING GRAZING LAND," as said NOTICE usurps, ABSOLUTELY NO LOT LINE ADJUSTMENT CAN POSSIBLY KEEP CATTLE OUT FROM ANY OPERATION BECAUSE, SUCH LINES ARE "INVISIBLE," CATTLE AND HUMANS BEING BLIND TO THEM. ONLY A FENCE CAN KEEP OUT CATTLE, NOT AN INVISIBLE SURVEY LINE: Moreover, that an entity would attempt to provide invisible-survey-line-seeing cattle as a reason to move an already precarious land line (that strayed unnecessarily from its 1879 track), **should** demonstrate something fishy about the foreigners.

BULLY ON THE BLOCK

Since the mine's activities increased over time, and ownership changed, residential life, including animal-life, got tough, dwindling to disappearances: Vulture Rock no longer has vultures: Raccoons, foxes, and a host of animals were mine affected...primarily by noise...to cause them to vanish: People leave. Mine noise used to (pre 1985 or so) consist of faint, distant mine-noises of occasional clanking rocks going down a chute. I used to live straight-shot across from the mine, my family owning that parcel since the 1960's. But, said mine, minus an 'environmental impact report,' has wreaked havoc on man and animal, and, said mine, due to its NUMEROUS legal violations, **deserves NO LOT LINE ADJUSTMENT.**

MORE LINES

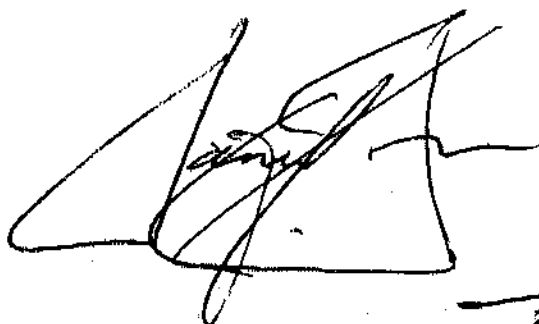
Speaking of lines, said mine ought to, first, eliminate the fact that there IS NO LINE IN THE ROAD (Chimney Rock), adjust the surveying debacle to the satisfaction of the *rights of landowners*, and, said mine needs to see the line that goes straight up to heaven...a line of thick brown dust (horrible in summers) that pollutes for miles around: Moreover, the mine ought to look at the line of people waiting to sue it, AND, if the County wants to play the Liable-Endangerment game by discounting HEALTH & SAFETY (the very reason for law), as in the case with the above mentioned Smart & Final product that the County deemed safe (\$100,000,000. lawsuit, the County now in arrears), then, said mine and County should see that invisible land lines will NOT keep cows from a mining operation (a ridiculous notion). But, if the foreign mine continues in its acts of endangering all life, someone ought to tell the foreign company, "HEY, YOU CROSSED THE LINE! GO BACK FROM WHERE YOU CAME, AND GAMBLE WITH YOUR OWN LIVES!"

Please see attached Smart/Final court data; Said violators were caught red-handed depositing federally-controlled, deadly poisons into Franklin Creek, said mine behaving in kind, refusing data to the Court: And, again, speaking of lines...see how some fed-up residents living in the shadows of the deleterious nuisance of said mine have DRAWN THE LINE over the careless and reckless foreign entity daring (by brash deed) residents in a life/death challenge. Such residents may be seen at one of the upcoming rounds of the game, 'LEGAL

CHOPPING BLOCK!!!'...a type of game played in the presence of a judge
(Superior Court) where violators can defend their reasons for toying with life and
death.

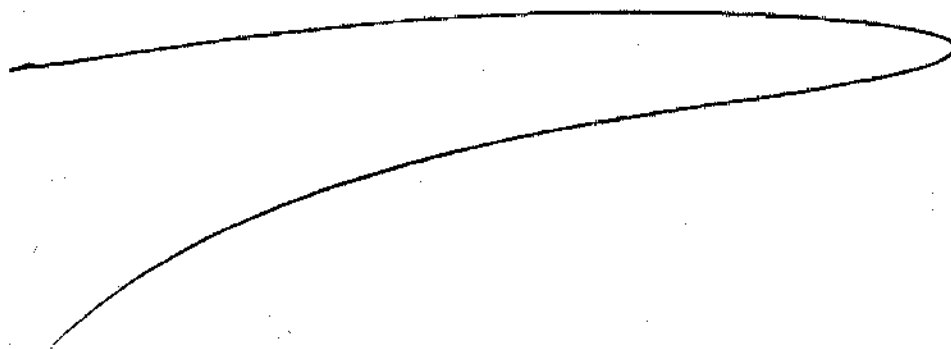
Sincerely,

Daniel E. David, Forensic Chemist/Founder Advanced American Laboratories



AKA
P. MONTANA
PER FICT. BUS. NA.

TAXPAYER (4 ESTRANGED
WIFE)
90 ACRES



FILED

JAN 15 2014

SAN LUIS OBISPO COUNTY CLERK
EMERGENCYSUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO, PASO ROBLES**Daniel E. David,**

Plaintiff,

v.

**Amerifoods Trading Co., Apollo Global
Management LLC, Fitzpatrick Bros.,
Inc., Chubb Group of Insurance
Companies, George G. Golleher; a
Competent Adult and Natural Person,
Smart & Final, and Does 1 to 100,****Defendants.**

Case No. CV128355

(Action Filed 12/11/12; Hon. Jac A.
Crawford; Dept. 2)**(Medical Emergency) Emergency
Demand for Production of Documents**

Date: February, 04, 2014

Time: 10:30 a.m.

Dept.: 2

Trial Date: None Set

PROPOUNDING PARTY: Plaintiff, Daniel E. David

RESPONDING PARTY: Defendants, Smart & Final et al

SET NO.: Five

1.

MEDICAL EMERGENCIES NECESSITATE THIS DEMAND that:

All above-specified defendants provide, immediately, all available documents concerning, regarding, or
pertaining to 'health and safety' and the below items [letters 'a.' — 'c'] that match Smart & Final, et al's
chemicals admitted, by The Public, to have been illegally deposited in a location not designated to

1 receive or store hazardous waste, thereby causing chemical-leaching into Franklin Creek and the Lake
2 Nacimiento reservoir, in violation of Hazardous Waste Control and other applicable Law: Examples of
3 required data [from documents] are; all exposure-related data, medical treatment data, safe levels of
4 exposure, required emergency responses to exposures, licenses, hazardous material handling data, and,
5 hence, all scientific data such as lab reports, 'cradle to grave' data: The above terms, health & safety,
6 are identifiable by the term, California Health & Safety Code: Refer to 'SAFETY DATA SHEET' provided
7 by Smart & Final (NOT LEGAL IN CALIFORNIA), wherein specified are the following TOXINS that Smart &
8 Final presented to the unsuspecting Public as being 'KOSHER,' edible, inhalable, and 'safe' for children,
9 in particular, women of the lower income strata;

10
11 a. 'Sodium Dodecylbenzene Sulfonate;' Note: a new-to-the-market, unstudied, though commonly
12 used industrial pesticide [kills pests such as mice], insecticide, as can be found in the 'PAN
13 Pesticide Database,' also used as a rodenticide [to kill larger rodents]: Causes congenital birth
14 defects to death: Retail packaging (Smart & Final) fails to identify this chemical, pursuant to law,
15 For what it is, a PESTICIDE

16
17 b. 'Trichloroisocyanuric Acid;' Note; known to be extremely toxic to life in general, specifically, to
18 aquatic/water bourn animals and organisms, while, potentially, thousands of pounds of this,
19 Smart & Final, et al's powder invades Lake Nacimiento

20
21 c. 'Crystalline Silica;' Note; dusts and powders are classified as being highly and potently
22 carcinogenic, known to kill record numbers of humans, Smart & Final, et al, refusing, however,
23 to specify the term 'SILICA' with necessary warnings, for consumers being victimized: Applicable
24 'Safety Data Sheet' (for Scouring Powder) specifies Smart & Final's powder having a significant,

1 TWENTY TIMES the California's legal limit, *"This new, foreign Smart & Final was caught goin'*
2 *MACH II in a 75 MPH zone, and they need to be cited."* [Daniel David, Forensic Chemist]

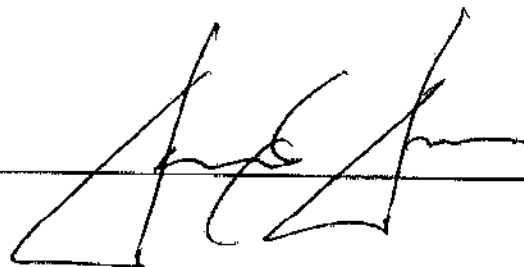
3
4
5 Please provide all data, immediately, as the exposure-victim Plaintiff's next medical appointment dates
6 require these herein demanded data to be reviewed by physicians.

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14 I hereby swear under penalties of perjury that the forgoing and hereinafter is, and shall be TRUE and
15 correct;

16
17
18
19 January, 14, 2014

SIGNED _____

Daniel E. David

A handwritten signature in black ink, appearing to read 'DE David', is written over a horizontal line. The signature is stylized with large, sweeping strokes.